IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.945 OF 2004
IN
SUMMARY SUIT NO.1638 OF 2004

Pragna Yogendra Shah ..Plaintiff

Vs.

Harilal Liladhar and Sona and Ors. ..Defendants

Mr.Swapnil Bangur i/b G.S.Mansawala for the plaintiffs

Mr.A.M.Saraogi for the defendant

**CORAM : S.U.KAMDAR, J**
**DATED : 17TH OCTOBER, 2005**

P.C.:

. Bill of exchanges are dt.28.8.99 and 12.11.99. Suit is lodged on 8.4.04. Thus claim is ex-facie barred by the law of limitation. The amount under the said bill of exchange was payable on demand. However, the learned counsel for the plaintiff contends that Ex.C is the acknowledgment but he admits that it is not signed by the defendants. In that view of the matter, there is unconditional leave to defend because the claim is barred by the law of limitation. Summons for Judgment is dismissed accordingly. No order as to

costs.